

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Gordon Vance, on February 16, 2011 at 3:00 PM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Gordon Vance, Chair (R)
Rep. Lee Randall, Vice Chair (R)
Rep. Carolyn Squires, Vice Chair (D)
Rep. Elsie Arntzen (R)
Rep. Tom Berry (R)
Rep. Krayton Kerns (R)
Rep. Steve Lavin (R)
Rep. Jerry O'Neil (R)
Rep. Matthew M. Rosendale Sr (R)
Rep. Frank Smith (D)
Rep. Kathy Swanson (D)

Members Excused: Rep. Diane Sands (D)
Rep. Edward Greef (R)

Members Absent: None

Staff Present: Stephanie Fletcher, Committee Secretary
Megan Moore, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 523, 2/16/2011; HJR 15, 2/16/2011

Executive Action: HB 507
HB 523
HJR 15

HEARING ON HB 523

Opening Statement by Sponsor:

00:00:02 Rep. Elsie Arntzen (R), HD 53, opened the hearing on HB 523, Generally revise the tow truck act.

Proponents' Testimony:

00:04:13 Kelley Hubbard, Department of Justice

EXHIBIT(trh38a01)

00:10:40 Rep. O'Neil left the room.

00:10:53 Captain Gary Becker, Montana Highway Patrol

00:13:19 Rep. Kerns left the room.

00:14:12 Jim Dusenberry, President of Montana Tow Truck Association

EXHIBIT(trh38a02)

00:16:51 Terry Morrison, Mr. T's Towing

00:17:42 Rep. Berry left the room.

00:18:44 Dennis Frownfelter, Bolster's Towing, Kalispell

00:19:19 Don Blyton, Billings Towing, DJ's Towing

00:19:55 Bob Gilbert, Montana Tow Truck Association

00:20:42 Jason Mohr, Performance Auditor

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:21:25 Rep. Arntzen

00:22:00 Chairman Vance

00:23:23 Rep. Arntzen left the room.

HEARING ON HJR 15

Opening Statement by Sponsor:

00:23:32 Rep. Michele Reinhart (D), HD 97, opened the hearing on HJR 15, Resolution to increase passenger rail.

EXHIBIT(trh38a03)

00:24:39 Rep. Kerns left the room.

Proponents' Testimony:

00:27:56 Shelbi Dantic, Montana PIRC

00:28:37 Rep. Arntzen came back in.

[EXHIBIT\(trh38a04\)](#)

00:29:30 Hanna Chessin, Montana Conservation Voters

00:30:29 Rep. Arntzen left the room.

00:31:40 Elizabeth Andrews

[EXHIBIT\(trh38a05\)](#)

00:33:49 Chuck McMillan

Opponents' Testimony: None

Informational Testimony:

00:37:01 Director Jim Lynch, Department of Transportation (DOT)

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:38:29 Rep. Reinhart

00:39:14 Chairman Vance

EXECUTIVE ACTION ON HB 507

00:39:57 **Motion:** Rep. Randall moved that **HB 507 DO PASS.**

Discussion:

00:40:35 Chairman Vance

00:40:38 Rep. Lavin

00:41:04 Rep. Squires

00:41:27 Rep. Randall

00:42:44 **Substitute Motion/Vote:** Rep. Randall made a substitute motion that **HJR 507 BE TABLED.** Substitute Motion carried 9-4 by roll call vote with Rep. Sands, Rep. Smith, Rep. Squires and Rep. Swanson voting no. Rep. Arntzen, Rep. Berry, Rep. Kerns and Rep. O'Neil voted by proxy.

EXECUTIVE ACTION ON HB 523

00:44:26 **Motion:** Rep. Randall moved that **HB 523 DO PASS.**

Discussion:

00:44:57 Rep. Smith

00:45:25 Rep. Rosendale

00:45:48 Rep. Squires

00:46:05 Director Lynch

00:46:40 Rep. Squires
 00:46:51 Director Lynch
 00:47:26 Rep. Squires
 00:47:43 Director Lynch
 00:47:51 Rep. Swanson
 00:48:32 Director Lynch
 00:48:47 Rep. Lavin
 00:49:29 Chairman Vance
 00:49:57 Director Lynch
 00:50:36 Rep. Smith
 00:50:50 Rep. Squires
 00:52:14 Rep. Berry returned.
 00:52:37 Chairman Vance

00:52:40 **Vote:** Motion carried unanimously by voice vote. Rep. Arntzen, Rep. Kerns, Rep. O'Neil and Rep. Sands voted by proxy.

EXECUTIVE ACTION ON HJR 15

00:52:50 **Motion/Vote:** Rep. Randall moved that **HJR 15 DO PASS**. Motion carried 8-5 by roll call vote with Rep. Kerns, Rep. Lavin, Rep. O'Neil, Rep. Randall and Rep. Vance voting no. Rep. Arntzen, Rep. Kerns, Rep. O'Neil and Rep. Sands voted by proxy.

00:52:50 Rep. Randall
 00:54:07 Rep. Greef
 00:54:28 Chairman Vance

ADJOURNMENT

Adjournment:

00:54:45 Chairman Vance

Stephanie Fletcher, Secretary

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Additional Documents:

EXHIBIT([trh38aad.pdf](#))